

AGREEMENT
FOR CARRYING OUT THE NATIONAL POLICY RELATIVE
TO ADVERTISING ADJACENT TO THE NATIONAL
SYSTEM OF INTERSTATE AND DEFENSE HIGHWAYS

In order to promote the safety, convenience and enjoyment of public travel and the free flow of interstate commerce, and to protect the public investment in the National System of Interstate and Defense Highways (hereinafter referred to as the "Interstate System"), the Secretary of Commerce, acting by and through the Federal Highway Administrator (hereinafter referred to as the "Administrator"), and the State of Oregon, by and through its State Highway Commission (hereinafter referred to as "State"), do hereby agree as follows:

1. Definitions. (a) The term "Act" means section 131 of title 23, United States Code, as amended by section 106 of the Federal-Aid Highway Act of 1959 (P.L. 86-342, 73 Stat. 612).

(b) The Term "national standards" means the National Standards for Regulation by States of Outdoor Advertising Signs, Displays and Devices Adjacent to the National System of Interstate and Defense Highways promulgated by the Secretary of Commerce pursuant to the Act, and in effect on the date of this agreement. Said national standards, as they were published in the Federal Register on November 13, 1958 (23 F.R. 8793), and amendments published in the Federal Register on January 12, 1960 (25 F.R. 218) and March 26, 1960 (25 F.R. 2575) are hereby incorporated herein by reference.

(c) Unless the context requires otherwise, the terms used herein shall have the same meaning as in the Act and the national standards.

2. Scope of Agreement. Except as otherwise expressly set forth herein, this Agreement shall apply to protected areas adjacent to all portions of Interstate System highways within the State that are constructed upon any part of a right of way, the entire width of which has been acquired subsequent to July 1, 1956. The said areas (hereinafter designated "Protected Areas") are those within 660 feet of the edge of the right of way of Interstate System highways, determined in accordance with the national standards.

There shall be excluded from application of the said national standards any segments of the Interstate System which traverse commercial or industrial zones within the boundaries of incorporated municipalities, as such boundaries existed on September 21, 1959, wherein the use of real property adjacent to the Interstate System is subject to municipal regulation or control, or which traverse other areas where the land use, as of September 21, 1959, was clearly established by State law as industrial or commercial.

3. State's Obligation. The State hereby agrees that, in accordance with the terms of this Agreement, and Chapter 615 Oregon Laws 1961, it will control or cause to be controlled the erection and maintenance of outdoor advertising signs, displays and devices in Protected Areas within such State consistent with the Act and the national standards.

4. Plan for Controlling Adjacent Areas. The State further agrees that its control of Protected Areas shall, as a minimum, be in conformity with the Act, and the national standards, and shall be carried out pursuant to said Act, the Federal Rules promulgated thereunder, and the rules, regulations and plans adopted by the State.

5. Exceeding of Standards. Nothing contained herein shall prohibit the State from exercising control of outdoor advertising signs to a greater degree than that required or contemplated by the national standards and the Act.

6. Plan for Controlling Areas Adjacent to Interstate Highways. State has presented a "Plan for Controlling Areas Adjacent to Interstate Highways" dated June 9, 1961. The State shall promptly submit to the Administrator additions to or amendments of the plan when the selection, designation or modification of interstate highway routes or other reasons make such action necessary or desirable. The State may from time to time submit to the Administrator any proposals for amendment of the plan. If approved by the Administrator, such additions or amendments shall become a part of the plan.

7. Increase of Share. The federal share payable on account of any project on the Interstate System provided for by funds authorized under section 108 of the Federal-Aid Highway Act of 1956, as amended, to which the Act, the national policy, and this Agreement apply, shall be increased by one-half of one per centum of the total cost thereof, if and when funds are appropriated and made available for such purposes. However, no additional cost that may be incurred in carrying out this Agreement, no cost incurred in connection with any segment of highway excluded from the application of the national standards, and no cost of any project not payable from funds authorized by section 108 of the Federal-Aid Highway Act of 1956, as amended, shall be included in such total for purposes of determining the amount of such increase.

8. The Obligation of the Federal Government. Notwithstanding any other provision of this Agreement, the United States shall not be required to make any payments hereunder unless and until Federal funds are duly appropriated in amounts sufficient to enable the Administrator to make payments as provided in this Agreement.

9. Payment Upon Evidence of Compliance. Payment of the one-half of one per centum increase in the Federal share will be made by the Administrator from funds appropriated and available for such purpose with respect to any project upon the submission by the State to the Administrator of a satisfactory showing that the State has fulfilled its obligations under this Agreement in connection with such project, that such project is completed, and that State is continuing to carry out its obligations hereunder with reference to all other highways on the Interstate System.

Advertising signs, displays or devices shall be removed, or caused to be removed, by State as follows:

(a) No outdoor advertising sign, display or device which is inconsistent with the Act or the national standards shall be allowed to remain after July 1, 1964, in areas adjacent to any segment of the Interstate System which, prior to July 1, 1961, either has been completed to the geometric and design standards adopted for that system, or is under contract for completion to such standards.

(b) No outdoor advertising sign, display or device which is inconsistent with the Act or the national standards shall be allowed to remain in Protected Areas adjacent to any segment of the Interstate System after the date upon which the State highway department has accepted, as completed, a contract awarded on or after July 1, 1961, for the completion of such segment to the geometric and design standards approved for the Interstate System.

No part of the increased Federal share payable under the Act shall be paid to a State highway department on account of any project until outdoor advertising in areas adjacent to that project complies completely with the national standards.

10. Failure to Perform Obligations. If, after receiving payment of any portion of the aforementioned increase of one-half of one per centum in the Federal share of the cost of any project, the State should fail to perform its obligations or continue the same under this Agreement in connection with any project, the State hereby agrees that, if, without good cause shown to the satisfaction of the Administrator, it fails to perform such obligations within 30 days after the date of mailing by the Administrator of written notice thereof, it will return to the Federal Government all payments heretofore made under this Agreement. In the event the State does not return all of such payments within a reasonable time, State hereby authorizes the Administrator to withhold from the State an amount equal to such payments out of any Federal-aid highway funds then due or that may thereafter become due to the State.

Notwithstanding any other provision in this section, if the State fails to perform any obligation of this Agreement and such failure is caused by a declaration of a court of competent jurisdiction or by a ruling of the Attorney General of said State that said State is without legal authority to perform said obligation under this contract, then the State will not be required to return to the Federal Government payments heretofore made under this Agreement until 60 days have elapsed after the adjournment of the State legislative session next following such declaration or ruling.

11. Repayment Necessitated by Change in Zoning Within Incorporated Municipalities. If, after receiving payment of any portion of the aforementioned increase of one-half of one per centum, which payment is due to the control of advertising by State in an area within the limits of an incorporated municipality as those limits existed on September 21, 1959, the status of any portion of said area is changed to a commercial or industrial zone so that the national policy on advertising control shall no longer apply to the area or portion of area

the status of which is changed, State hereby agrees that it will repay so much of any bonus payment made on account of the area to which the national policy no longer applies. In lieu of repayment, State hereby authorizes the Administrator to withhold from the State an amount equal to such payments out of any Federal-aid highway funds then due or that may thereafter become due to the State.

12. Effective Date. This agreement shall become effective when executed only if it be signed on behalf of both the State and the Administrator prior to July 1, 1961.

In Witness Whereof the State has caused this Agreement to be duly executed in its behalf, and the Administrator has likewise caused the same to be duly executed in his behalf, as of the dates specified below.

DATED this 9th day of June, 1961.

ATTEST:

Royd Quenz
Secretary

APPROVED: [Signature]
Assistant State Highway Engineer

APPROVED AS TO FORM: [Signature]
Chief Counsel

STATE OF OREGON, by and through
its State Highway Commission

By [Signature]
Chairman

By [Signature]
Commissioner

By [Signature]
Commissioner

DATED this 19th day of June, 1961.

ATTEST:

U. S. DEPARTMENT OF COMMERCE
Bureau of Public Roads

By [Signature]

Federal Highway Administrator

PLAN FOR CONTROLLING OUTDOOR ADVERTISING IN AREAS
ADJACENT TO THE NATIONAL SYSTEM OF INTERSTATE AND DEFENSE HIGHWAYS
IN STATE OF OREGON

The provisions of Chapter 615 Oregon Laws 1961, expressly authorizes and empowers the Oregon State Highway Commission to adopt or enact, any and all rules and regulations necessary in order to control outdoor advertising in protected areas adjacent to the National System of Interstate and Defense Highways in Oregon in order to comply with Section 131, Title 23, U.S.C., including amendments and supplements thereto, and the National Standards for Regulation by States of Outdoor Advertising signs, displays and devices adjacent to the National System of Interstate and Defense Highways, including amendments and supplements thereto.

A copy of the above-mentioned Chapter 615 Oregon Laws 1961, is attached hereto, marked Exhibit A, and by this reference made a part of this plan.

On June 9, 1961, the Oregon State Highway Commission, by appropriate resolution, adopted the necessary rules and regulations for the control of Outdoor Advertising signs within the protected areas adjacent to the said Interstate System as contemplated by said Section 131, Title 23, U.S.C., and in compliance with the said National Standards for the regulation of Outdoor Advertising adjacent to the said Interstate System of Highways in Oregon. A copy of said rules and regulations are attached hereto, marked Exhibit B, and by this reference made a part hereof.

The adoption of said rules and regulations authorizes the Commissioner of the Oregon Bureau of Labor to administer said rules and regulations in connection with his present statutory duties, as provided in ORS 377.215 to ORS 377.285 of issuing sign board permits and licenses. The enforcement of said rules and regulations may be carried out either by the said Commissioner or the Oregon State Highway Commission pursuant to ORS 377.275.

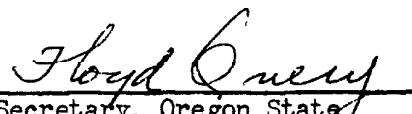
The approximate location of the National System of Interstate and Defense Highways within the State of Oregon, have been indicated on Oregon State Highway Department strip maps. Prints of these maps showing said approximate location of the Interstate Highways have been color-coded to indicate those sections of the System that are covered by the terms of the Federal and State Agreement of which this Plan is a part. This color-code also indicates those areas in which it is believed that the State of Oregon will wish to participate in the Bonus Award for the Control of Outdoor Advertising, as provided for in the said Federal-Aid Highway Act, as amended. These maps have been bound together and entitled, "Portion of Interstate Highway System Subject to Benefit Provided by Title 23, U.S.C. Section 131". A copy of these bound maps are attached hereto marked Exhibit C, and by this reference made a part of this Plan.

Exhibit A

This Plan and the attachments hereto that are a part of the Plan, upon approval by the Administrator, will become a part of the said Agreement. It is understood and agreed between the parties hereto that the State may, from time to time, submit additions or amendments to this Plan. If approved by the Administrator, such additions and/or amendments shall be incorporated in and become a part of the said Agreement.

The State's Plan for Controlling Outdoor Advertising in Protected Areas Adjacent to the National System of Interstate and Defense Highways, in compliance with said Section 131, Title 23, U.S.C. and Chapter 615, Oregon Laws 1961, is signed for purposes of identification by the Secretary of the Oregon State Highway Commission.

I hereby certify that the above Plan for Controlling Outdoor Advertising in Areas Adjacent to the National System of Interstate and Defense Highways in the State of Oregon was adopted by the Oregon State Highway Commission on June 9, 1961.


Secretary, Oregon State
Highway Commission

OREGON HIGHWAY COMMISSION
RULES AND REGULATIONS FOR CONTROLLING OUTDOOR
ADVERTISING IN AREAS ADJACENT TO THE NATIONAL SYSTEM OF INTERSTATE
AND DEFENSE HIGHWAYS IN OREGON

In order to comply with Section 131, Title 23, U. S. C., including amendments and supplements thereto, and with the National Standards for Regulation by States of Outdoor Advertising Signs, Displays, and Devices Adjacent to the National System of Interstate and Defense Highways, including amendments and supplements thereto, the Fifty-first Legislative Assembly of the State of Oregon has enacted Chapter 615, Oregon Laws of 1961.

In compliance with Section 4, Chapter 615, Oregon Laws of 1961, the State Highway Commission, on June 9, 1961, adopted the following Rules and Regulations for controlling advertising in areas adjacent to the National System of Interstate and Defense Highways in Oregon:

I. DEFINITIONS

A. "Act," as used herein, shall mean the Advertising Control Act of 1961, Chapter 615, 1961 Oregon Laws.

B. "Center line of the highway" means the line equidistant from the edges of the median separating the main-traveled ways of a divided highway or is the center line of the main-traveled way of a nondivided highway.

C. "Commission" means the Oregon Highway Commission.

D. "Commissioner" means the Commissioner of the Bureau of Labor.

E. "Entrance Road" means any public road, including acceleration lanes by which traffic may enter the main-traveled way of an Interstate highway, irrespective of whether traffic may also leave the main-traveled way by such road.

F. "Exit Road" means any public road, including deceleration lanes by which traffic may leave the main-traveled way of an Interstate highway, irrespective of whether traffic may also enter the main-traveled way by such road.

G. "Interstate System" means the following officially designated and approved State highways that have been accepted by the U. S. Department of Commerce, Bureau of Public Roads, as the Interstate and Defense Highway System in Oregon:

<u>Route No.</u>	<u>Description</u>
5	From the Oregon-California State Line southeast of Ashland via Grants Pass, Salem, and Portland to the Oregon-Washington State Line south of Vancouver, Washington.

"Exhibit" B

<u>Route No.</u>	<u>Description</u>
80N	From a junction with Interstate Route 5 in Portland via Pendleton to the Oregon-Idaho Line southeast of Ontario.
82	From the Oregon-Washington State Line near Umatilla to a junction with Interstate 80N near Stanfield.
105	From a junction with Interstate Route 5 east of Eugene into Eugene.
205	From a junction with Interstate Route 5 south of Portland easterly and thence northerly via Portland to the Oregon-Washington State Line south of Vancouver, Washington.
305	From a junction with Interstate Route 5 north of Salem into Salem.
405	In Portland, from a junction with Interstate Route 5 near the Ross Island Bridge westerly and northerly to Interstate Route 5 near Fremont Street.

H. "Legible" means capable of being read without visual aid by a person of normal visual acuity.

I. "Maintain" means to allow to exist.

J. "Main-traveled Way," means the traveled way of an Interstate highway on which through traffic is carried. It does not include such things as frontage or service roads or parking areas.

K. "Person" means the State, any public or private corporation, firm, partnership, association, as well as any individual.

L. "Protected area" means an area within 660 feet of the edge of the right of way of any portion of an interstate highway constructed upon any part of right of way, the entire width of which is acquired by the state subsequent to July 1, 1956, and which portion or segment does not traverse:

(a) Commercial or industrial zones within the boundaries of incorporated municipalities (as such boundaries existed on September 21, 1959) wherein the use of real property adjacent to the interstate highway is subject to municipal regulation or control; or

(b) Other areas where land use (as of September 21, 1959) is established by or pursuant to the laws of this state as industrial or commercial. Attached hereto marked Exhibit A and by this reference made a part hereof is a map of the State of Oregon showing approximately in red color the location of the Protected Areas on the Interstate System of Highways to which these Rules and Regulations apply. In addition to Exhibit A the approximate locations for said Protected Areas are shown on Oregon State Highway Department strip maps which have been bound and by color code indicate said areas on a larger scale. Copies of said bound strip maps, to which these Rules and Regulations apply, are on file with the U. S. Department of Commerce, the Oregon Bureau of Labor and the Oregon State Highway Department.

M. "Sign" means any outdoor sign, display, device, figure, painting, drawing, message, placard, poster, billboard or other thing which is designated, intended or used to advertise or inform any part of the advertising or informative contents of which is visible from any place on the main-traveled way of the Interstate System.

N. "Trade Name" means brand name, trade-mark, distinctive symbol, or other similar device or thing used to identify particular products or services.

O. "Traveled Way" means the portion of a roadway for the movement of vehicles, exclusive of shoulders.

P. "Visible" means capable of being seen (whether or not legible) without visual aid by a person of normal visual acuity.

II. SIGNS NOT PERMITTED IN PROTECTED AREAS

Erection or maintenance of signs having any of the following characteristics are prohibited in the heretofore described "protected areas."

A. Signs advertising activities that are illegal under State or Federal laws or regulations in effect at the location of such signs or at the location of such activities.

B. Obsolete signs.

C. Signs that are not clean and in good repair.

D. Signs that are not securely affixed to a substantial structure.

E. Signs which attempt or appear to attempt to direct the movement of traffic or which interfere with, imitate or resemble any official traffic sign, signal or device as set forth in ORS 483.138.

F. Signs which prevent the driver of a vehicle from having a clear and unobstructed view of official signs and approaching or merging traffic.

G. Signs which contain, include, or are illuminated by any flashing, intermittent or moving light or lights.

H. Signs which use lighting in any way, unless said lighting is so effectively shielded as to prevent beams or rays of light from being directed at any portion of the main-traveled way of the Interstate System covered by these regulations or is of such low intensity or brilliance as not to cause glare or to impair the vision of the driver of any motor vehicle, or to otherwise interfere with any driver's operation of a motor vehicle.

I. Signs which move or have any animated or moving parts.

J. Signs which are erected or maintained upon trees or painted or drawn upon rocks or other natural features.

K. Signs which exceed twenty feet in length, width or height or one hundred fifty square feet in area, including border and trim but excluding supports, except Class 2 signs, as hereinafter defined, when erected not more than fifty feet from and advertising the activities being conducted upon the real property where the sign is located.

L. Signs that are not consistent with the provisions of these regulations.

III. SIGNS PERMITTED IN PROTECTED AREAS

Only the following signs may be erected or maintained in protected areas adjacent to the Interstate and Defense System of State Highways in Oregon.

A. Class 1 - Official signs. Directional or other official signs or notices erected and maintained by public officers or agencies pursuant to and in accordance with direction or authorization contained in State or Federal law, for the purpose of carrying out an official duty or responsibility.

B. Class 2 - On premise signs:

(a) Signs not prohibited by law which are consistent with the applicable provisions of these regulations which advertise the sale or lease of the real property where the signs are located. Not more than one such sign advertising the sale or lease of the same property will be permitted under this class in such manner as to be visible to traffic proceeding in any one direction on any one Interstate Highway covered by these regulations.

(b) Signs not prohibited by law and which are consistent with the applicable provisions of these regulations which advertise activities being conducted upon the real property where the sign is located. Not more than one such sign, visible to traffic proceeding in any one direction on any one Interstate Highway covered by these regulations, will be permitted more than fifty feet from the advertised activities.

C. Class 3 - Signs within twelve air miles of advertised activities. Signs not prohibited by law and which are consistent with the applicable provisions of these regulations and which advertise activities conducted within twelve air miles of such signs.

D. Class 4 - Signs in the specific interest of the traveling public. Signs authorized to be erected or maintained by State law which are consistent with these regulations and which are designed to give information in the specific interest of the traveling public.

IV. MEASUREMENTS OF DISTANCE

A. Distance from the edge of a right of way shall be measured horizontally along a line normal or perpendicular to the center line of the interstate highway.

B. All distance for measurement of location of signs permitted under Section IV hereof and spacing requirements set forth in Section V hereof shall be measured along the center line of the interstate highway between two vertical planes which are normal or perpendicular to and intersect the center line of the interstate highway and which pass through the termini of the measured distance.

V. NUMBER OF CLASS 3 OR CLASS 4 SIGNS AND SPACING REQUIREMENTS

The erection or maintenance of Class 3 and Class 4 signs within said protected areas shall not be permitted in any manner that is inconsistent with the following:

A. In advance of an intersection of the main-traveled way of said protected area of said Interstate System Highway covered by these regulations and an exit road. Such signs visible to said interstate highway traffic approaching such intersection will not be permitted to exceed the following number:

<u>Distance from Intersection</u>	<u>Number of Signs</u>
0-2 miles	0
2-5 miles	6
More than 5 miles	Average of one sign per mile

The specified distances shall be measured to the nearest point of the intersection of the traveled way of the exit road, and the main-traveled way of said interstate highway.

B. Subject to the provisions of paragraph A above, not more than two such signs will be permitted within any mile distance measured from any point, and no such signs will be permitted to be less than two thousand feet apart.

C. No Class 3 or Class 4 signs will be permitted in the said protected area covered by these regulations of said interstate highway right of way upon any part of the width of which is constructed an entrance or exit road.

D. No Class 3 or Class 4 sign visible to said interstate highway traffic within said protected area covered by these regulations which is approaching or has passed an entrance road will be permitted for one thousand feet beyond the furthest point of the intersection between the traveled way of such entrance road and the main-traveled way of said interstate highway.

E. Not more than one Class 3 or Class 4 sign advertising activities being conducted as a single enterprise or giving information about a single place will be permitted to be erected or maintained in such manner as to be visible to traffic moving in any one direction on any one said interstate highway within said protected area covered by these regulations.

VI. PREFERENCE OF APPLICANTS FOR CLASS 3 AND CLASS 4 SITES

Applications for available Class 3 and Class 4 sign sites, where the number of applications shall exceed the available sites, shall be awarded upon the following preferential basis:

- A. Agencies of the State of Oregon in order of their applications.
- B. Counties or incorporated cities in the order of their applications.
- C. Federal agencies in the order of their applications.
- D. All other applicants in the order of their applications, giving preference, however, to the holder of any existing permit for renewal thereof. Applications received during the Commissioner of Labor's normal office hours during the same day shall be construed as having been received simultaneously. In case of a tie between applicants, and upon notification thereof by the Commissioner, the Commissioner shall determine by lot which shall receive the permit.

VII. CONTENT OF SIGNS.

A. Class 2 or 3 signs, except a Class 2 sign not more than 50 feet from the advertised activity, that display any trade name which refers to or identifies any service rendered or product sold, used, or otherwise handled more than twelve air miles from such sign will not be permitted unless the name of the advertised activity which is within twelve air miles of such sign is displayed as conspicuously as such trade name.

B. Class 4 signs shall contain only information about public places operated by Federal, State, or local Governments, natural phenomena, historic sites, areas of natural scenic beauty or naturally suited for outdoor recreation, and places for camping, lodging, eating, and vehicles service and repair. These are deemed to be in the specific interest of the traveling public. For the purposes of the Act and these regulations, a trade name is deemed to be information in the specific interest of the traveling public only if it identifies or characterizes such a place or identifies vehicle service, equipment, parts, accessories, fuels, oils or lubricants being offered for sale at such a place. Signs displaying any other trade name will not be permitted under Class 4 signs.

C. Notwithstanding the provisions of Paragraph A of this section, Class 2 or Class 3 signs which also qualify as Class 4 signs may display trade names in accordance with the provisions of Paragraph B of this section.

VIII. EXCLUSIONS

A. Segments of the Interstate System which traverse commercial or industrial zones within the boundaries of an incorporated city or town as such boundaries existed on September 21, 1959, wherein the use of such real

property adjacent to the interstate system is subject to municipal regulation or control, are excluded from control under the Act and these regulations, and also excluded are any segments of said Interstate System which traverse other areas where the land use as of September 21, 1959, was clearly established by State laws as industrial or commercial.

IX. PERMITS

A. No signs within the said protected areas of said Interstate System covered by these regulations, except Class 1 or Class 2 signs, shall be erected or maintained without a permit issued by the Commissioner. Permits for erection of Class 3 and Class 4 signs within the said protected area covered by these regulations shall be issued by the Commissioner in accordance with ORS 377.215 to 377.285 and these rules and regulations.

B. No applications for permits for placing signs in protected areas covered by these regulations will be received prior to July 1, 1961; thereafter, applications will be accepted only at the Commissioner's Salem Office. Applications transmitted by mail will be effective from the date of receipt.

C. Applications must contain a signed consent from the owner and/or occupant of the land on which the sign is to be erected and must be accompanied by a fee in compliance with the schedules which have been approved by the Commissioner of the Bureau of Labor.

D. Permits shall be for the calendar year and shall be renewed annually upon payment of said fee for the new year without the filing of a new application. Fees shall not be prorated for fractions of the year.

E. Changes in size, shape, position or copy of a permitted sign or replacement with a new sign shall be reported to the Commissioner at Salem at least 10 days before a change is to be made. Such changes will not require a new permit, except where change in size places the sign in a higher fee bracket.

F. Assignment of permits in good standing shall be effective only upon receipt of assignment by the Commissioner.

G. Every permit issued by the Commissioner shall be assigned a separate identification number, and it shall be the duty of each permittee to fasten to each sign requiring a permit a permit tag, which will be furnished by the Commissioner, and which will bear the permit number. The permittee shall also place his name in a conspicuous place on the front or back of each sign.

H. A permit issued under these rules does not relieve the permittee from the duty to comply with other applicable State laws, local rules, regulations, ordinances and other rules or regulations promulgated by the Bureau of Labor pertaining to signs and sign structures.

X. REVOCATIONS

Any permit may be revoked by the Commissioner for any of the following reasons:

A. For the making of any false or misleading statement in the application for any permit.

B. For allowing any sign to remain in a condition of disrepair after the expiration of thirty days following written notification thereof.

C. For maintaining any sign for which a permit has been issued in violation of any provision of the Act or these regulations after thirty days following written notification thereof.

D. For any conviction of a violation of the Act or any of these regulations.

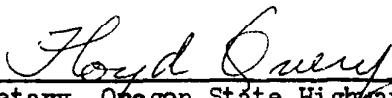
Notice, whenever required herein, shall be given to the person entitled thereto by registered mail at the last known address of such person which shall be such address as may be on file with the Commissioner. Otherwise the last address of such person shown by the tax records of the county in which the real property upon which the sign in question is maintained.

Computation of time, when dependent upon giving of notice, shall relate to the day of mailing such notice rather than the day of receipt.

XI. REMOVAL OF SIGNS NOT COVERED BY PERMIT

By authority provided in said Act, and ORS 377.275, the Highway Commission or the Commissioner or their duly appointed representative may enter on private property without incurring any liability therefor, and remove any sign or sign structure that is maintained in violation of the Act or the terms of these regulations.

I hereby certify that the above Oregon Highway Commission Rules and Regulations for Controlling Outdoor Advertising in Areas Adjacent to the National System of Interstate and Defense Highways in Oregon were adopted by the Oregon State Highway Commission on June 9, 1961.


Secretary, Oregon State Highway
Commission

FCMcK:dc
5/25/61

RESOLUTION

WHEREAS, the U. S. Congress has enacted Section 131, Title 23, U. S. C. and amendments thereto, pertaining to the adoption of laws by states governing Protected Areas adjacent to the National System of Interstate and Defense Highways wherein the erection, regulation and maintenance of Outdoor Advertising signs, displays and devices can be controlled and regulated by the states within a said Protected Area adjacent to said Interstate System of Highways; and

WHEREAS, the U. S. Department of Commerce in compliance with said Federal law has adopted National Standards for the Regulation by States of Outdoor Advertising Signs, Displays and Devices Adjacent to the National System of Interstate and Defense Highways; and

WHEREAS, the Fifty-first Legislative Assembly of the State of Oregon has enacted Chapter 615, Oregon Laws, 1961 authorizing the Oregon State Highway Commission to adopt such rules and regulations as are necessary to comply with said Section 131, Title 23, U. S. C. and the rules and regulations adopted by the U. S. Department of Commerce with respect to the maintenance, regulation and control of Outdoor Advertising signs, displays and devices adjacent to the National System of Interstate and Defense Highways so that such signs, displays and devices may be regulated and controlled in Protected Areas adjacent to the Interstate Highway System in the State of Oregon in compliance with said Federal Law and national standards, and further so that the State of Oregon may qualify for an increase in federal fund allotment when appropriated, on account of any highway project on the Interstate System in Oregon as authorized by Section 131, Title 23, U. S. C.; and

WHEREAS, the Oregon State Highway Commission, after due consideration, has prepared a plan as well as rules and regulations in compliance with said Section 131, Title 23, U. S. C., The National Standards for Regulation by States of Outdoor Advertising Signs, Displays and Devices Adjacent to the National System of Interstate and Defense Highways as adopted by the U. S. Department of Commerce and Chapter 615, Oregon Laws, 1961.

NOW, THEREFORE, BE IT AND IT HEREBY IS RESOLVED by this Commission as follows:

1. That the plan for the control of Outdoor Advertising in areas adjacent to the National System of Interstate and Defense Highways in Oregon, a copy of which is attached hereto, marked Exhibit A, and by this reference made a part hereof, is hereby adopted and approved by this Commission, Further, the Secretary for this Commission is hereby authorized and directed to sign said plan for and on behalf of this Commission.

2. That the rules and regulations for the control, regulation and maintenance of Outdoor Advertising Signs, Displays and Devices Adjacent to the National System of Interstate and Defense Highways in Oregon, a copy of which is attached hereto, marked Exhibit B, and by this reference made a part hereof, is hereby adopted and approved by this Commission. Further, the

Adopted by Highway Commission
Date <u>6-9-61</u>
<u>Floyd Quenz</u>
Secretary

Secretary for this Commission is hereby authorized and directed to sign said rules and regulations for and on behalf of this Commission.

3. That this resolution shall supersede Miscellaneous Resolution No. 233 and shall be entered in full in the minutes and records of this Commission as Miscellaneous Resolution No. 233a this 9th day of June, 1961, and the Secretary is hereby directed to forward duly certified copies of the same to the Secretary of State and the Commissioner of the Bureau of Labor.